

ALABAMA SOUTHERN WAREHOUSES,  
INC.

PLAINTIFF

VS

J. A. KUNKLE

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW, No. 5328

AMENDED COMPLAINT

Comes now the Plaintiff and amends his complaint so that same shall read as follows:

Plaintiff claims of the Defendant Three Thousand Five Hundred Seventy-five and NO/100 (\$3,575.00) Dollars, damages for the conversion by him in November, 1957 of \$100.00; December, 1957 of \$100.00; February, 1958 \$150.00; March, 1958 \$150.00; April, 1958 \$450.00; June, 1958 \$425.00; August, 1958 \$400.00; September, 1958 \$100.00; October, 1958 \$200.00; December, 1958 \$400.00; January, 1959 \$200.00; February, 1959 \$300.00; March, 1959 \$50.00; April, 1959 \$300.00; May, 1959 \$550.00; and August 1959 \$100.00; but deducting therefrom credits of \$100.00 in January 1958; \$100.00 in May 1958; \$50.00 in July 1958; \$50.00 in November 1958; and \$100.00 in July 1959; of the above set out chattels, namely, the above amounts of monies, the property of the Plaintiff.

FILED

DEC 17 1962

ALICE J. DUCK, CLERK  
REGISTER

*James A. Rini*  
Attorney for Plaintiff

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW NO. 5328

DEMURRER TO AMENDED COMPLAINT

ALABAMA SOUTHERN WAREHOUSES, INC.

VS.

J. A. KUNKEL,

Plaintiff,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 5328

FILED

MAR 7 - 63.

ALICE L. DICK, CLERK  
REGISTER

ALABAMA SOUTHERN WAREHOUSES, INC.)  
PLAINTIFF

VS

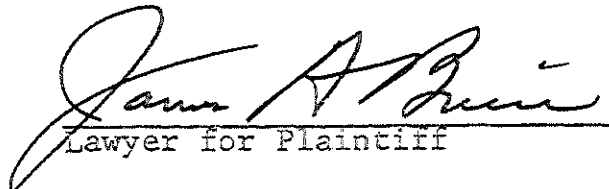
J. A. KUNKEL

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW, NO. 5328

MOTION TO DISMISS

Comes the plaintiff, by its lawyer, and moves to dismiss the complaint as amended hereto fore filed in this matter, for good and sufficient reasons.

  
Lawyer for Plaintiff

ORDER

The foregoing motion of plaintiff to dismiss the complaint as amended in this matter having been filed, with due notice to counsel for defendant, and there being no objection by defendant, it is accordingly,


ORDERED, ADJUDGED AND DECREED that plaintiff's complaint as amended be, and the same is hereby dismissed, <sup>with prejudice</sup> with the costs taxed against plaintiff for which let execution issue.

Done this 24<sup>th</sup> day of February, 1965.

FILED

FEB 24 1965

ALICE L. DICK, CLERK  
REGISTER

  
Judge, 28th Judicial Circuit  
of Alabama

ALABAMA SOUTHERN WAREHOUSES, INC. )

PLAINTIFF )

VS )

J. A. KUNKEL )

DEFENDANT )

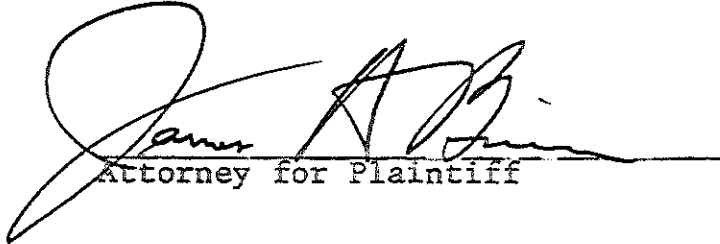
IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

COMPLAINT

Plaintiff claims of the Defendant Three Thousand Five Hundred Seventy five and NO/100 (\$3,575.00) Dollars, damages for the conversion by him, during the period from November 1957 through August 1959 of the following chattels, namely, moneys, the property of the Plaintiff.

  
Attorney for Plaintiff

FILED

OCT 17 1962

ALICE J. DUCK, CLERK  
REGISTER

Received 15 day of Oct 1962  
and on 18 day of Oct 1962  
I served a copy of the within etc  
on J. A. Kunkel

By service on \_\_\_\_\_  
\_\_\_\_\_

TAYLOR WILKINS, Sheriff

By Carlisle Wilkins  
Gulf Shores

Sheriff claims 7.00 miles at  
Ten Cents per mile Total \$ 7.00  
TAYLOR WILKINS, Sheriff  
BY CC DEPUTY SHERIFF

414

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. \_\_\_\_\_

\_\_\_\_\_ TERM, 19\_\_\_\_

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon J. A. Kunkel

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in  
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against \_\_\_\_\_

J. A. Kunkel

\_\_\_\_\_, Defendant\_\_\_\_\_

by Alabama Southern Warehouses, Inc.

\_\_\_\_\_, Plaintiff\_\_\_\_\_

Witness my hand this 15 day of

Oct 1942

William J. Kunkel, Clerk

No. 5328

Page

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

Alabama Southern Warehouses, Inc.

Plaintiffs

vs.

J. A. Kunkel

Defendants

Summons and Complaint

Filed

FILED

19

OCT 16 1962

ALICE J. DUCK, CLERK  
REGISTER

Clerk

James A. Brice

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Gulf Shores, Ala.

Received In Office

19

Sheriff.

I have executed this summons

this

19 Oct

19

by leaving a copy with

J. A. Kunkel

Gaylon Wilkins

Sheriff.

Herbert L. Adams

Deputy Sheriff

Gulf Shores

ALABAMA SOUTHERN WAREHOUSES,  
INC.,

VS.

J. A. KUNKEL,

Plaintiff,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 5328

DEMURRER

Now comes the defendant and for demurrer to the complaint assigns, separately and severally, the following:

1. It does not state a cause of action.
2. No facts are alleged on which the relief sought can be granted.
3. It is vague, indefinite and uncertain in that it does not allege with sufficient certainty when the defendant converted property belonging to the plaintiff.
4. It is vague, indefinite and uncertain in that it alleges the conversion by the defendant of moneys during the period of time from November, 1957, through August, 1959, but does not allege the date or dates on which the moneys were converted by the defendant.

J. B. Blackburn  
Attorney for defendant

FILED

NOV 12 1962

ALICE J. DUCK, CLERK  
REGISTERED

Defendant demands a trial of this  
cause by jury.

J. B. Blackburn  
Attorney for defendant



ALABAMA SOUTHERN WAREHOUSES, INC.,

Plaintiff,

VS.

J. A. KUNKEL,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

NO. 5328

*[Handwritten signature]*